



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of:

Rod L. Proctor

Application No. 09/757,938

Filed: January 10, 2001

For: **FACILITY AND METHOD FOR CELLULAR DATA  
COMMUNICATION BETWEEN MERCHANTS AND  
CREDIT PROCESSING AGENCIES**

Docket No. AIR-3

Date: November 27, 2002

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Technology Center 2600

Group Art Unit: 2681

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**GROUP 3600**

I HEREBY CERTIFY THAT THIS CORRESPONDENCE  
IS BEING DEPOSITED WITH THE UNITED STATES  
POSTAL SERVICE AS FIRST CLASS MAIL IN AN  
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ASSISTANT COMMISSIONER FOR PATENTS  
WASHINGTON, DC 20231

ON:

Kitty Sick

*Kitty Sick*  
Signature

November 27, 2002

Typed Name

**TRANSMITTAL LETTER**

TO THE COMMISSIONER FOR PATENTS:

Enclosed for filing in the above-referenced application are the following:

- Supplemental Information Disclosure Statement
- Form PTO-1449 (with copies of cited references)
- Return receipt postcard

The Commissioner is hereby authorized to charge any fees which may be required in connection with the filing of the enclosed documents or to credit any overpayment to Deposit Account No. 19-4455.

Respectfully submitted,

Airbiquity Inc.

By:

*Micah D. Stolowitz*  
Micah D. Stolowitz  
Registration No. 32,758

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**SUPPLEMENTAL  
INFORMATION DISCLOSURE STATEMENT**

TO THE COMMISSIONER FOR PATENTS:

1. Pursuant to the duty of disclosure, applicant presents for the Examiner's consideration the documents listed on the accompanying Form PTO-1449. Copies of the documents are enclosed.
2.  [ ] Applicant(s) draw(s) the Examiner's attention to the enclosed copy of copending U.S. Pat. Application No. \_\_\_\_\_, filed \_\_\_\_\_, for \_\_\_\_\_, which is cited in this application.
3. This information disclosure statement is being submitted:
  - a.  [✓] Within three months of the filing date of a national application other than a continued prosecution application under 37 CFR 1.53(d); within three months of the date of entry of the national stage as set forth in 37 CFR 1.491 in an international application; before the mailing of a first Office action on the merits; or before the mailing of a first Office action after the filing of a request for continued examination under 37 CFR 1.114. (No statement under 37 CFR 1.97(e) is required.)
  - b.  [ ] After the period set forth in paragraph 1a, but before the mailing date of either a final action, a notice of allowance, or an action that otherwise closes prosecution in the application. (Check box i. or ii.)
    - i.  [ ] A \$180.00 information disclosure statement submission fee set forth in 37 CFR 1.17(p) is enclosed.
    - ii.  [ ] A statement specified by 37 CFR 1.97(e) is set forth below.

c. [ ] After the mailing date of a final action or notice of allowance and on or before payment of an issue fee. A statement specified by 37 CFR 1.97(e) is set forth below. Enclosed is a \$180.00 information disclosure statement processing fee set forth in 37 CFR 1.17(p).

4. [ ] The attorney or agent signing below hereby states that:

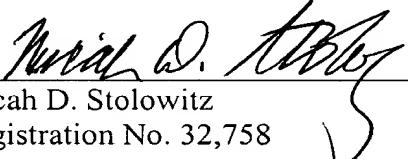
[ ] each item of information contained in the information disclosure statement was first cited in a communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of the information disclosure statement; or

[ ] no item of information contained in the information disclosure statement was cited in a communication from a foreign patent office in a counterpart foreign application, and, to the knowledge of the person signing the certification after making reasonable inquiry, no item of information contained in the information disclosure statement was known to any individual designated in 37 CFR 1.56(c) more than three months prior to the filing of the information disclosure statement.

5. [ ] Applicants set forth below concise explanations of the relevance of each document not in the English language and/or selected documents in the English language.

Respectfully submitted,

**Airbiquity Inc.**

By:   
Micah D. Stolowitz  
Registration No. 32,758

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